IN THE HIGH COURT OF CHHATTISGARH AT BILASPUR.

M.A.NO. 155 OF 2003.

APPELLANT / CLAIMANT : Praveen Kumar, S/o Shri Rajendra Kumar Agrawal, Aged about 24 years, Occupation-Businessman, R/o Naharpara, Raipur, District Raipur, (C.G.).

P. R. No. Dt-03
Presented by Shri Mahesh Pandey
dated 18.03.03

V E R S U S

RESPONDENTS / NON-APPLICANTS :

1. Shri Ramesh Kumar, S/o Shri Gyaniram, Driver, R/o Bramhan Majra, Police Station Israna, District Panipat, (Haryana).

2. Shri Amrik Singh, S/o Shri Balkar Singh, R/o A-225, Motinagar, New Delhi. Present Address-210, L Model Town, Panipat, (Haryana).

3. The Oriental Insurance Company Limited, Zonal Office, Jail Road Raipur, (C.G.).

MEMO OF APPEAL UNDER SECTION 173 OF THE MOTOR VEHICLE ACT, 1988.

contd..2

HIGH COURT OF CHHATTISGARH: BILASPUR
(LOK ADALAT)

MISCELLANEOUS APPEAL No. 155 OF 2003

Appellant : Praveen Kumar Agrawal

Versus

Respondents: Ramesh Kumar and others

(Arising out of Claim Case No. 05 of 2002)

3-2-2007

Appellant - Praveen Kumar Agrawal with Shri Rakesh Pandey, counsel for the appellant.

None for respondents No. 1 & 2.

Shri J.M. Gairola, Divisional Manager, the Oriental Insurance Company Limited with Shri AK Athaley, counsel for respondent No.3.

In terms of compromise, award is passed as below:-

1) In addition to compensation already awarded by the Tribunal, respondent No.3 shall pay Rs.1,00,000/- (Rupees one lakh only) to the appellant.
2) For disbursement and deposit in FDR, the Tribunal may pass appropriate orders.
3) The amount, if any, kept in deposit with Bank shall be payable under the orders of Tribunal in accordance with law.
4) Appellant shall be entitled to receive interest on the amount so deposited, if any.
5) In view of the above, appeal against respondents No.1 & 2 stands dismissed.
6) Out of the above amount, Rs.1000/- (Rupees one thousand only) shall be paid to counsel for the appellant directly by respondent No.3 towards counsel fee.
7) If the amount awarded is not deposited within a period of one month, the Insurance Company shall be liable to pay interest at the rate of 9% per annum thereafter.
8) Copy of the award shall be given to the parties free of cost.

Sd//-
V.K.Shrivastava
Judge -Lok Adalat
High Court of Chhattisgarh
Bilaspur

Sd/-
Member – Lok Adalat
High Court of Chhattisgarh
Bilaspur

padma